

12-17-01

A

12/10/01



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Packet No. A-67032-2/RFT/RMS/RMK

Anticipated Classification of this Application:

Class: Subclass:

Prior Application SN 09/428,155

Examiner: F. LU

Art Unit: 1655

"EXPRESS MAIL" MAILING LABEL

NUMBER EV 031970314 US

DATE OF DEPOSIT December 10, 2001

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER 37 CFR 1.10 ON THE DATE INDICATED ABOVE AN ADDRESSED TO: BOX PATENT APPLICATION FEE, ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, DC 20231.

TYPED NAME DARRYL KRINER

SIGNED [Signature]



Box PATENT APPLICATION FEE

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

This is a request for filing a

- ☐ Original
- ☒ Continuation
- ☐ Divisional
- ☐ Continuation-in-part

application under 37 C.F.R. 1.53(b), in the name of Cynthia C. BAMDAD and Robert C. MUCIC (Names of ALL Applicants), for DETECTION OF TARGET ANALYTES USING PARTICLES AND ELECTRODES (Title of Invention). This X continuation ☐ divisional ☐ continuation-in-part claims priority to pending application Serial No. 09/428,155, filed on October 27, 1999 which is a continuation-in-part to application Serial No. 60/105,875 filed on October 27, 1998.

1. (a) ☐ Enclosed is a new application.
- (b) ☐ Enclosed is a continuation-in-part application.
- (c) X Enclosed is a copy of the prior application.

2. (a) ☐ Enclosed is a new Declaration.
- (b) X Enclosed is a copy of the prior executed Declaration as originally filed.
- (c) ☐ Enclosed is a Combined Declaration/Power of Attorney.

(d) X Enclosed is a copy of a Decision According Status Under 37 CFR 1.47 (a) granting Applicant's petition under 37 CFR 1.47 (a). Copies of the 37 CFR 1.47 (a) are available upon request.

3. Applicant claims small entity status. See 37 CFR 1.27.

4. The filing fee is calculated below:

Claims as filed in the prior application, less any claims canceled by amendment below:

	(Col. 1) NO. FILED	(Col. 2) NO. EXTRA	SMALL ENTITY		OTHER THAN A SMALL ENTITY	
FOR:			RATE	FEE	OR RATE	FEE
BASIC FEE				\$370	OR	\$740
TOTAL CLAIMS	<u>20</u> -20 = *	<u> </u>	x 9 = \$	<u> </u>	OR x 18 = \$	<u> </u>
INDEP CLAIMS	<u>3</u> -3 = *	<u> </u>	x 42 = \$	<u> </u>	OR x 84 = \$	<u> </u>
[] MULTIPLE DEPENDENT CLAIM PRESENTED			+140 = \$	<u> </u>	OR +280	<u>\$280</u>

If the difference in Col. 1 is less TOTAL \$ OR TOTAL \$

If less than zero, enter "0" in Col. 2.

X The Commissioner is hereby authorized to charge any additional fees which may be required, including extension fees, or credit any overpayment to Deposit Account No. 06-1300 (Order No. A-67032-2 RFT/RMS/RMK.)

6. X Our check in the amount of \$1020.00 is enclosed.

7. X Cancel in this application original claims 2-6 of the prior application before calculating the filing fee. (At least one independent claim must be retained for filing purposes.)

8. X Amend the specification by inserting before the first line the sentence:

--This is a continuation of application Serial No. 09/428,155 filed October 27, 1999. --

9. (a) X Informal drawings are enclosed, 10 sheets.

(b) Formal drawings are enclosed, sheets.

10. (a) X Priority of application Serial No. 09/428,155 filed on October 27, 1999 in the United States of America under 35 U.S.C. 119/120.

(b) _____ The certified copy has been filed in prior application
Serial No. _____ filed on _____.

11. _____ An Assignment is enclosed.

12. x The prior application is assigned of record to Clinical
Micro Sensors, Inc.

13. _____ A Power of Attorney by Assignee is enclosed.

14. x The power of attorney in the prior application is to:
FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP
Suite 3400, Four Embarcadero Center
San Francisco, California 94111-4187

(a) x The power appears in the original papers in the prior application.

(b) _____ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

(c) x Address all future communications to:

Robin M. Silva
FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP
Suite 3400, Four Embarcadero Center
San Francisco, California 94111-4187
Telephone: (415) 781-1989

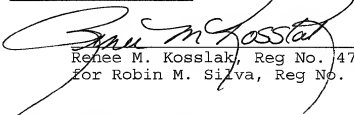
15. x A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)

16. _____ A Prior Art Statement is enclosed.

17. x

I hereby verify that the attached papers are a true duplicate
of prior application Serial No. 09/428,155 as originally
filed on October 27, 1999.

Date: December 10, 2001



Renee M. Kosslak, Reg No. 47,717
for Robin M. Silva, Reg No. 38,304

Flehr Hohbach Test Albritton & Herbert LLP
Four Embarcadero Center, Suite 3400
San Francisco, California 94111

FOUR EMBARCADERO CENTER, SUITE 3400